IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	**CRIMINAL NO. ______________**
v.	:	**DATE FILED: ________________**
SHEKIA MYERS	:	**VIOLATIONS:**
	:	**18 U.S.C. § 924(a)(1)(A)(false statement in the acquisition of a firearm - 6 counts)**
		Notice of forfeiture

INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. The following dealers possessed a federal firearms license ("FFL") and were authorized to deal in firearms under federal laws:

(a) C& C Sports Center, 101 Geiger Road, Philadelphia, Pennsylvania;

(b) The Shooter Shop of Philadelphia, 2001 E. Allegheny Ave., Philadelphia, Pennsylvania; and

(c) Mike and Kates Sport Shoppe, 7492 Oxford Ave, Philadelphia, PA 19111.

2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations, promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which FFL holders are permitted to sell firearms and ammunition.

3. The rules and regulations governing FFL holders require that a person seeking to purchase a handgun fill out a Firearm Transaction Record, ATF Form 4473. Part of the Form 4473 requires that the prospective purchaser certify that all his or her answers on Form

4473 are true and correct. The Form 4473 contains language warning that "making any false oral or written statement, or the exhibiting of any false or misrepresented identification with respect to this transaction, is a crime punishable as a felony."

4. ATF Form 4473 requires that the prospective purchaser provide accurate identification information, including the prospective purchaser's correct name, address, date of birth and social security number.

5. Question 12a of ATF Form 4473 requires that the prospective purchaser certify truthfully, subject to penalties of perjury, that he or she is the actual buyer of the firearm. The ATF form 4473 contains the following language: "Warning: You are not the actual buyer if you are acquiring the firearm(s) on behalf of another person. If you are not the actual buyer, the dealer cannot transfer the firearm(s) to you." The form further requires that a buyer certify that "I understand that answering 'yes' to question 12a when I am not the actual buyer of the firearm is a crime punishable as a felony."

6. A person who purchases a firearm for another person and falsely completes the Form 4473 is a "straw purchaser."

7. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, including the buyer's home address and date of birth.

8. On or about the dates listed below, in Philadelphia, in the Eastern District of Pennsylvania, defendant

SHEKIA MYERS,

in connection with the acquisition of each of the firearms listed below from the FFL holders listed below, knowingly made false statements and representations with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holders' records, in that defendant MYERS certified on the Form 4473, Firearms Transaction Record, that: (1) the home address on the form was her correct address, when in fact, as the defendant well knew, she did not live at that address; and (2) she was the actual buyer of the firearms, when in fact, as the defendant well knew, this statement was false and fictitious.

Count	Date	FFL Location	Firearm	Serial Number
One	February 2, 2004	C & C Sportcenter	Hi-Point, Model CF 380, .38 caliber pistol	P798943
Two	February 2, 2004	C & C Sportcenter	Glock, Model 23, .40 caliber pistol	AWP911US
Three	February 2, 2004	C & C Sportcenter	Glock, Model 27, .40 caliber pistol	FKT083
Four	February 2, 2004	C & C Sportcenter	Ruger, Model 97, .45 caliber pistol	663-61219
Five	February 2, 2004	Shooter Shop of Philadelphia	Ruger, Model 94, .40 caliber pistol	341-34595
Six	February 5, 2004	Mike and Kates Sport Shoppe	Taurus, Model PT-108, 9 mm pistol	TNL-30044

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Section 924(a)(1)(A), set forth in this indictment, defendant

SHEKIA MYERS

shall forfeit to the United States of America, the firearms involved in the commission of these offenses, including, but not limited to:

a. a Hi-Point, Model CF 380, .38 caliber pistol, Serial Number P798943;

b. a Glock, Model 23, .40 caliber pistol, Serial Number AWP911US;

c. a Glock, Model 27, .40 caliber pistol, Serial Number FKT083;

d. a Ruger, Model 97, .45 caliber pistol, Serial Number 663-61219;

e. a Ruger, Model 94, .40 caliber pistol, Serial Number 341-34595; and

f. a Taurus, Model PT-108, 9 mm pistol Model 94, Serial Number TNL-30044.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

LAURIE MAGID
Acting United States Attorney